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**PATENT APPLICATION**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of

Docket No: Q78764

Koji WARIISHI, *et al.*

Appln. No.: 10/724,232

Group Art Unit: 1772

Confirmation No.: 9769

Examiner: Elizabeth Evans MULVANEY

Filed: December 1, 2003

For: INFORMATION RECORDING MEDIUM

**SUBMISSION OF TERMINAL DISCLAIMER**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Submitted herewith is a Terminal Disclaimer in the above-identified application. A check in the amount of \$110.00 is attached. The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account. A duplicate copy of this Submission is attached.

Respectfully submitted,

Mark Boland  
Registration No. 32,197

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WASHINGTON OFFICE

**23373**

CUSTOMER NUMBER

Date: July 21, 2004



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Commissioner for Patents  
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Sir:

The undersigned, on behalf of the petitioner, FUJI PHOTO FILM CO., LTD., represents that the petitioner, FUJI PHOTO FILM CO., LTD. is the owner of the entire right, title and interest of U.S. Application No. 08/941,310, filed on September 30, 1997, and entitled INFORMATION RECORDING MEDIUM, by virtue of an Assignment from all of the inventors thereof executed on September 24, 1997, recorded on September 30, 1997, at Reel 8756, Frame 0766, now issued as U.S. Patent 6,670,475 as well as the entire right, title and interest in the above-captioned U.S. Application No. 10/724,232.

Petitioner hereby certifies that the above-mentioned Assignment has been reviewed and to the best of petitioner's knowledge and belief, title is in petitioner who is seeking to take this action.

Petitioner hereby disclaims the terminal part of any patent granted on the above-captioned U.S. Application No. 10/724,232 which would extend beyond the expiration of the full statutory term as presently shortened by any terminal disclaimer of U.S. Patent 6,670,475, and hereby agrees that any patent so granted on the above-captioned U.S. Application No. 10/724,232 shall be enforceable only for and during such period that the legal title to U.S. Patent

Terminal Disclaimer

U.S. Patent Application Ser. No.: 10/724,232

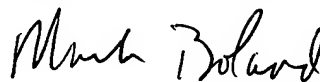
6,670,475 shall be the same as the legal title to said patent issuing from the above-captioned U.S. Application No. 10/724,232, this agreement to run with any patent granted on the above-captioned U.S. Application No. 10/724,232 and to be binding upon the grantee, its successors or assigns.

Petitioner does not disclaim any terminal part of any patent granted on the above-captioned U.S. Application No. 10/724,232 prior to the expiration date of the full statutory term as presently shortened by any terminal disclaimer of U.S. Patent 6,670,475 in the event that U.S. Patent 6,670,475 later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a), has all claims cancelled by a Reexamination Certificate, or is otherwise terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

The undersigned is an attorney of record.

Date: June 21, 2004

Respectfully submitted,



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Mark Boland  
Registration No. 32,197